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UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA AND
THE STATE OF NEVADA *ex rel.* MARY
KAYE WELCH,

Plaintiffs,

v.

MY LEFT FOOT CHILDREN'S
THERAPY, LLC, et al.,

Defendants.

Case No. 2:14-cv-01786-MMD-GWF

**JOINT MOTION FOR JUDICIAL
SETTLEMENT CONFERENCE
PURSUANT TO LOCAL RULE 16-5**

Plaintiff Mary Kaye Welch and Defendants My Left Foot Children's Therapy, LLC, Jon
Gottlieb and Ann Marie Gottlieb (collectively, "MLF"), by and through their respective counsel,
hereby make this Joint Motion for an Order setting this matter for a settlement conference with the
assigned Magistrate Judge, the Honorable George Foley, Jr., or referring this matter to an appropriate
and available Magistrate Judge for purposes of conducting a settlement conference.

This Court may set any appropriate case for settlement conference or other alternative method

1 of dispute resolution. *See* Local Rule 16-5. The parties believe this case is appropriate for referral to a
2 settlement conference because of its procedural posture and the parties' mutual willingness to resolve
3 the matter.

4 As stated, the parties believe that the current procedural posture of this case makes it suitable
5 for a judicial settlement conference. Fact discovery closed on December 27, 2017, and Plaintiff's
6 expert disclosure deadline is currently set for February 28, 2018. However, concurrently with this
7 Joint Motion, the parties are requesting an extension of expert discovery deadlines pending completion
8 of the requested settlement conference.

9 On November 20, 2017, Plaintiff filed a motion for partial summary judgment seeking
10 adjudication of whether MLF violated the Nevada False Claims Act, Nev. Rev. Stat. §357.040(b), and
11 the federal False Claims Act, 31 U.S.C. § 3729, *et seq.* (ECF No. 133.) Pursuant to a court-approved
12 stipulation, MLF's opposition to the motion is currently due on January 18, 2018. (ECF No. 150.)
13 However, the parties have agreed to a two-week extension, and are filing a stipulation and proposed
14 order to that effect concurrently with this Joint Motion.

15 The parties recognize that expert costs in this dispute may be significant, and Plaintiff's Motion
16 for Partial Summary Judgment is not likely to be resolved before the close of expert discovery.
17 Accordingly, the parties would like the opportunity to participate in a settlement conference before
18 additional costs are incurred. As such, the parties respectfully request that the Court order the parties

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to a settlement conference convened by the assigned, or another available, U.S. Magistrate Judge.

Dated: January 16, 2018

By: /s/ David Scher

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ORDER

IT IS SO ORDERED:


UNITED STATES MAGISTRATE JUDGE

DATED: January 17, 2018